

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION

GERARDO ARANDA, GRANT
BIRCHMEIER, STEPHEN PARKES, and
REGINA STONE, on behalf of themselves and
a class of others similarly situated,

Plaintiffs,

v.

CARIBBEAN CRUISE LINE, INC.,
ECONOMIC STRATEGY GROUP,
ECONOMIC STRATEGY GROUP, INC.,
ECONOMIC STRATEGY, LLC, THE
BERKLEY GROUP, INC., and VACATION
OWNERSHIP MARKETING TOURS, INC.,

Defendants.

Case. No. 12-cv-4069

Hon. Matthew F. Kennelly

**FINAL ORDER REGARDING OBJECTIONS TO THE SPECIAL
MASTER'S AWARDS OF CALLS DATED MAY 17, 2019 AND DECEMBER 2, 2019**

It is hereby ORDERED THAT:

Pursuant to the Memorandum Opinion and Order dated July 31, 2019 (dkt. 804), as well as the Memorandum Opinion and Order dated July 22, 2020 (dkt. 846), and the Order dated July 25, 2020 (dkt. 849), the Court enters the following Final Order on the parties' objections to the special master's Awards of Calls dated May 17, 2019 and December 2, 2019 (together, "special master's ruling") and on Plaintiffs' Supplemental Motion For Attorney's Fees:¹

1. The Court sustains the plaintiffs' objection to the special master's ruling that the defendants could successfully rebut the three-call presumption afforded to Option 1 claimants by

¹ Unless otherwise noted, defined terms have the same meaning as used in the Court's Memorandum Opinion and Order of July 31, 2019.

relying on the Class List as the “factual basis” for their challenge. The settlement administrator shall award three calls to each of the 43,158 claimants whose claims were challenged on this basis.

2. The Court sustains the defendants’ objections to the use of the List of 97 to increase the number of calls awarded to Option 2 claimants beyond the number of calls they claimed on their claim forms. The settlement administrator shall award each Option 2 claimant who falls into this category credit for the number of calls they claimed on their claim form.

3. The Court vacates the special master’s award of 250 calls to claimant Daisy Exum. The Court awards Ms. Exum 15 calls.

4. In all other respects, the Court overrules the parties’ objections and sustains the special master’s rulings.

5. Finally, the Court grants Plaintiffs’ Supplemental Motion for Attorney’s Fees in the amount of \$3,858,119.53.

6. The Court hereby directs entry of this Final Order pursuant to Federal Rule of Civil Procedure 58 based upon the Court’s finding that there is no just reason for delay of enforcement or appeal of this Final Order.

IT IS SO ORDERED.

ENTERED: August 4, 2020



HONORABLE MATTHEW F. KENNELLY
UNITED STATES DISTRICT JUDGE